

FILED

AUG 20 2015

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF WEST VIRGINIATERESA L. DEPPNER, CLERK
U.S. District Court
Southern District of West VirginiaWilliam Julius Ballenger0002609394 - 355 7726

(Enter above the full name of the plaintiff
or plaintiffs in this action).

(Inmate Reg. # of each Plaintiff)**VERSUS****CIVIL ACTION NO. 3:15-cv-12558**

(Number to be assigned by Court)

(John Doe) River guard - Dec 3, 2014, 8:00 (am) - 8:00 (pm)Larry Crawford - Administrator Western regional Jail(John Doe) shift supervisor - Dec 3, 2014 8:00 (am) - 8:00 (pm)(John Doe) Core Power - Dec 3, 2014 8:00 (am) - 8:00 (pm)(Same Doe, John Doe) C-PON River 8:00 (am) - 8:00 (pm) Dec 3, 2014(Enter above the full name of the defendant
or defendants in this action)Prime care medical Inc.**COMPLAINT****I. Previous Lawsuits**

- A. Have you begun other lawsuits in state or federal court dealing with the same facts involved in this action or otherwise relating to your imprisonment?

Yes _____

No X

B. If your answer to A is yes, describe each lawsuit in the space below. (If there is more than one lawsuit, describe the additional lawsuits on another piece of paper, using the same outline).

1. Parties to this previous lawsuit:

Plaintiffs: _____

Defendants: _____

2. Court (if federal court, name the district; if state court, name the county);

3. Docket Number: _____

4. Name of judge to whom case was assigned:

5. Disposition (for example: Was the case dismissed? Was it appealed? Is it still pending?)

6. Approximate date of filing lawsuit: _____

7. Approximate date of disposition: _____

II. Place of Present Confinement: Western Regional Jail

A. Is there a prisoner grievance procedure in this institution?

Yes X No _____

B. Did you present the facts relating to your complaint in the state prisoner grievance procedure?

Yes X No _____

C. If you answer is YES:

1. What steps did you take? I made request to the counselor,

medical staff and grievances to the shift supervisor
also to the ~~counselor~~ Regional Jail authority

2. What was the result? The Jail authority said to see them

The counselor, medical staff and supervisor said they are not
Responsible

D. If your answer is NO, explain why not: _____

III. Parties

(In item A below, place your name and inmate registration number in the first blank and place your present address in the second blank. Do the same for additional plaintiffs, if any.)

A. Name of Plaintiff: William Ballenger 0002609894-355726

Address: One O'Hara place Barboursville WV, 25504

B. Additional Plaintiff(s) and Address(es): _____

(In item C below, place the full name of the defendant in the first blank, his/her official position in the second blank, and his/her place of employment in the third blank. Use item D for the names, positions, and places of employment of any additional defendants.)

C. Defendant: Larry crawford
is employed as: Jail administrator
at Western regional Jail

D. Additional defendants: (John Doe) Western regional Jail member
(John Doe) Western regional Jail member, (John Doe)
Western Regional Jail member (Jane Doe) Western Regional Jail
member. Prime care medical inc and all Jail members
on duty Dec 3, 2014

IV. Statement of Claim

State here as briefly as possible the facts of your case. Describe how each defendant is involved. Include also the names of other persons involved, dates and places. Do not give any legal arguments or cite any cases or statutes. If you intend to allege a number of related claims, set forth each claim in a separate paragraph. (Use as much space as you need. Attach extra sheets if necessary.)

On Dec 3, 2014 I was assaulted by 4 inmates Damon Bailes, Timothy Holcomb, Bobby Brooks and Thomas Chapman, one was armed with the bottom half of a push broom. I was repeatedly beat in the face with the broom handle and also stomped and kicked and punched. My lip was torn into two parts and my left front ~~tooth~~ tooth was knocked out while my right front tooth was broken in two and I received multiple chips to other parts of my teeth and my top lip was torn from my gum. I received stitches and sutures in my mouth and had my tooth that was ~~was~~ ripped out pulled out the top of my gum.

The western regional jail did nothing to stop this from happening and the tower tower relayed to another western regional Jail worker (Officer blains) that he watched them take turns beating me in the face. The excuse I was told was that this happens all the time and the Jail is under staffed right now.

When I asked about getting my teeth fixed the Jail and

IV. Statement of Claim (continued):

prime care medical inc. staff both said that they don't do that. Further more they are not responsible. one of the prime care medical inc. staff (Solana) said that this is jail it happens all the time. near once was a growing a rat seen, or M.O. to make sure there was no brain or skull damage. I was sent thrown in a cell with human phosies and blood from positive hope patients with no cleaning supplies and any way to clean or keep clean the cell I was in.

V. Relief

State briefly exactly what you want the court to do for you. Make no legal arguments.
Cite no cases or statutes.

I am asking the courts to grant me the amount of \$250,000 for the replacement and proper fixing of my teeth. I am also asking for this sum for medical malpractice, inmate neglect ending with physical injury, Pain and suffering, Post traumatic stress, mental anguish, medical neglect, Failure to maintain a safe secure environment for staff and inmates.

V. Relief (continued)):

VII. Counsel

- A. If someone other than a lawyer is assisting you in preparing this case, state the person's name:

Wendell Crose

- B. Have you made any effort to contact a private lawyer to determine if he or she would represent you in this civil action?

Yes _____

No ☒

If so, state the name(s) and address(es) of each lawyer contacted:

If not, state your reasons: I'm not from here and I

don't know any nor do I have the money to pay them

- C. Have you previously had a lawyer representing you in a civil action in this court?

Yes _____

No ☒

If so, state the lawyer's name and address:

Signed this 10 day of August, 20 15.

William Ballenger

William Ballenger
Signature of Plaintiff or Plaintiffs

I declare under penalty of perjury that the foregoing is true and correct.

Executed on August 10, 2015
(Date)

William Ballenger
Signature of Movant/Plaintiff

Signature of Attorney
(if any)

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Complaint

On December 3, 2014 I was assaulted by 4 inmates. Damon Bailes, Timothy Locket, Bobby Brooks and Thomas Chapman. One was armed with the bottom of a push broom. I was repeatedly beat in the face with the broom piece and also stomped and punched and kicked. As a result my bottom lip was tore in two my left front tooth was ripped then relodged back in my gum. My left front tooth was badly broken and I received multiple chips to other teeth. I also had my top lip tore from my gum. I received stitches and sutures for my lips and a dentist came and removed the tooth out of my gum. I also have headaches and dizzy spells now.

The western regional Jail Did nothing to stop this from happening, and the tower room relayed to another WRS staff member (Officer Blewins) that he watched them take turns stamping me in the face. The excuse I got for them not stopping them from assaulting me was that "this happens all the time and the Jail is under staffed right now."

I put in many grievances and request tryin to find out why this happened and when can I get my teeth fixed. I even had my parent (Kay Ballenger) call the regional Jail and correctional facility authority to get my teeth fixed they told her that the Jail is responsible for fixing my teeth and if they don't then sue them.

I put in request to Prime Care medical staff tryin to find out if they were going to fix my teeth and once again I received the same answers, one particular from a Prime Care medical Enc. staff member (Solana) saying "This is Jail it happens all

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the time". (boca porter) told me that prime care medical Enc is not responsible for fixing my teeth.

Not one time was I giving a cat scan or a M.R.I. to make sure I didn't have bleeding on the brain or swelling since I was being repeatedly beat in the face. All I was told was go lay down in this medical cell that had ~~the~~ human ~~test~~ phesies and blood that ~~was~~ was positive for hep. C from drug (Heroin) patients, with no cleaning supplies to clean or to keep clean my cell my whole time I spent there the nurses did not check on me or anything I stayed there till December the 9th, 2014.

By the WITS Staff members watching me get assaulted and not stopping them and by the prime care medical Enc, not giving me the necessary aid that I needed amounts to Deliberate indifference.

I am asking the courts to grant me the sum of \$250,000 for the replacement and proper fixing of my teeth. I am also asking for this sum for medical malpractice (medical neglect), Inmate neglect ending with physical injury, pain and suffering, post traumatic stress, mental anguish, failure to provide safe secure housing for inmates and staff. And also failure to provide a clean living environment for medical patients. I truly believe that if ~~if~~ these things were properly in place then this situation would have never occurred. I am also asking \$250,000, a punitive damages

William Ballen

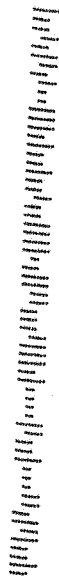
William Ballen

William Balenger
One o' henken Place
Barbersville WV, 25504

THIS PERSON IS AN INMATE
OF WESTERN REGIONAL JAIL

Clerk, United States District Court
845 Fifth Avenue Room 100
Hankinbar WV, 25701

2570189999



U.S. MARSHAL SERVICE
X-RAYED

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